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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/710,474	07/14/2004	Robert Funk	75416	2130

26288 7590 02/06/2006

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EXAMINER

VAUGHN, MEGANN E

ART UNIT	PAPER NUMBER
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2859

DATE MAILED: 02/06/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Amendment

1. The reply filed on 1/5/2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the amendment does not overcome the restriction since the apparatus disclosed in claims 1 through 7 drawn to a grain moisture meter could be used to practice another materially different process such as one which does not require the calculation of density. Furthermore, applicant failed to submit a complete reply since the reply did not include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143). Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

2. In order to expedite prosecution, a telephone call was made to Mr. Timothy Platt at 46 (0) 8 5988 7200 on 2/2/2006 to request an oral election, but did not result in an election being made.

Again, applicant is advised that the reply to requirement to be complete must **include an election of the invention to be examined** even though the requirement be traversed (37 CFR 1.143).

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3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Megann E. Vaughn whose telephone number is 571-272-8927. The examiner can normally be reached on 8 am- 5 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Diego Gutierrez can be reached on 571-272-2245. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

MV
2/2/2006



Diego Gutierrez
Supervisory Patent Examiner
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